IN THE HIGH COURT OF JUDICATURE AT BOMBAY

CIVIL APPELLATE SIDE

WRIT PETITION NO. 5443 OF 2007

Vasant Maruti Palkar.... Petitioner

versus

Murude Shakari Patpethi mydt & ors..... Respondent.

Shri O.S.Kutty i/b.Mukesh Pabari for the petitioner
Shri V.Z. Kanbania i/b J.S. Suryavanshi for Respondent.

CORAM; A.P. DESHPANDE, J.
DATED; 30TH JULY, 2007

P.C.;

1. The order passed by the Co-operative Court permitting the amendment by the disputant with a view to correct the name of the society has given raise to filing of this writ petition.

2. The present petitioner is the borrower and he was advanced loan for carrying on business. The loan was disbursed sometime in the year 1989 when the name of the respondent society was "Murude Panchakroshi Co-operative Credit Society Ltd. Mumbai". Sometime in the year 1995 the byelaws came to be amended and one of the amendment pertains to the change in the name of the society. The change that was permitted in the name of the society was "Murude Sahakari Patsansthas Mydt. Mumbay". As the Co-operative Court

found that the said amendment is formal in nature and based on amendment of byelaw, it has permitted the same. The other proposed amendment is with a view to reduce the amount of claim in the dispute from Rs.30,000/- to Rs.24,056/- and the same has been allowed.

3. Perused the order. The same does not call for any interference in exercise of writ jurisdiction. Hence the writ petition is summarily dismissed.

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